



401

LIMITED OFFICIAL USE 313

PAGE 01 USUN: NI 00513 230151Z

90

ACTION: EUR-25

INFO: OCT-01 IO-13 SY-03 USSS-00 FBI-01 CPR-02 CIAE-00

DODE-00 PM-05 H-02 INR-08 L-04 NSAE-00 NSG-10 P-03

RSC-01 PRS-01 SS-20 USIA-2 DEPARTMENT OF STATE 125 W. 19612 A/GDC/MR

RI 230128Z FEB 71
 FM USMISSION USUN NEW YORK
 TO SECSTATE WASHDC 4980
 INFO AMEMBASSY MOSCOW

REVIEWED BY MEC/MA DATE 3.17.81

RDS ☐ or XDS ☐ EXT. DATE
 TS AUTH. REASON(S)
 ENDORSE EXISTING MARKINGS ☐
 DECLASSIFIED ☐ RELEASABLE ☒
 RELEASE DENIED ☐
 PA or FOI EXEMPTIONS

LIMITED OFFICIAL USE USUN 513

SUBJ: JDL - SOVIET MISSION CASE OF DECEMBER 30, 1969

1. TRIAL RESUMED AM FEBRUARY 22. FIRST WITNESS CALLED FOR DEFENSE BY ATTORNEY EDELBAUM WAS INSPECTOR DAVID FALLEK, COMMANDER NYPD FOURTH DIVISION. QUESTIONING OF FALLEK WAS DESIGNED TO DEMONSTRATE THAT NYPD RENEGED ON AGREEMENT TO PERMIT LIMITED NUMBER OF PICKETS ON 67TH STREET AND THAT POLICE ACTED UNREASONABLY IN BARRING PICKETING DECEMBER 30. FALLEK ADMITTED ORAL AGREEMENT PERMITTED TOKEN PICKETING ON DECEMBER 27, 28 AND 29 AND THAT WRITTEN AGREEMENT PERMITTING PICKETING WAS ARRIVED AT DECEMBER 31. TEXT OF LETTER AGREEMENT WAS ADMITTED IN EVIDENCE.

2. ON CROSS-EXAMINATION, ADA HAYNES ESTABLISHED THAT DECISION TO FORBID PICKETS ON 67TH STREET ON DECEMBER 30 WAS MADE FOLLOWING JDL VIOLENCE THE DAY BEFORE AND WAS CONSIDERED NECESSARY TO PERMIT FIRE HOUSE AND POLICE STATION ON STREET TO FUNCTION NORMALLY. FALLEK ALSO SAID SPECIAL PRECAUTIONS WERE REQUIRED BECAUSE OF "HIGH LEVEL CONFERENCE" AT SMUN THAT DAY (FOUR POWER MEETING). HAYNES ALSO INTRODUCED AS EVIDENCE COPY OF TELEGRAM FROM KAHANE TO POLICE COMMISSIONER WARNING THAT BAN ON DEMONSTRATIONS ON 67TH STREET COULD LEAD TO VIOLENCE.

3. DEFENSE THEN CALLED JDL MEMBERS ZWEIBON AND LEBOWITZ.

LIMITED OFFICIAL USE

30

USUN 513
 2-23-71



Department of State

TELEGRAM

LIMITED OFFICIAL USE

PAGE 02 USUN NI 00513 230151Z

WHOSE TESTIMONY WAS DESIGNED TO PROVE THAT DECEMBER 30
DEMONSTRATION WAS ORDERLY AND ARREST OF KAHANEL TOOK PLACE
WHEN HE ATTEMPTED TO EXERCISE RIGHT TO WORSHIP AT PARK EAST
SYNAGOGUE ACROSS FROM SMUN. ZWEIBON AND LEBOWITZ RAISED
ISSUE OF POLICE BRUTALITY TO PEACEFUL JOLI DEMONSTRATORS
AND ZWEIBON CLAIMED KAHANEL DID NOT CROSS BARRICADES
BUT WAS HAULED OVER THEM BY POLICE EXEMPT
YOST

LIMITED OFFICIAL USE